

UNITED STATES PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS AND INTERFERENCES

Patent Interference No. 105,492 (RT)

COGNETIX, INC.
and Xenome Ltd.
(6,767,896),
Junior Party,

v.

XENOME LTD.
(10/918,096),
Senior Party.

REDECLARATION - BD.R. 203(c)

By TORCZON, *Administrative Patent Judge*.

Xenome has filed a notice of assignment showing that it has taken over the interests of the University of Utah Research Foundation, Inc., in the involved patent. The interference is redeclared to reflect this change in parties. The caption on future papers must likewise reflect this change in interest (see above).

Now the involved patent is jointly owned by Cognetix and Xenome. Common ownership of the involved patent and application would trigger Bd.R. 602, but joint ownership of just the patent is not the same as common ownership of both involved cases. *See Dunn v. Ragin*, 50 USPQ 472, 475 (Bd. Pat. Int. 1941) (part ownership did not invoke the common ownership bar).

cc:

Robert A. Hodges and David E. Huizenga, Needle & Rosenberg, P.C., of
Atlanta, Georgia

Kenneth J. Meyers and Salvatore J. Arrigo, Finnegan, Henderson, Farabow,
Garrett & Dunner, L.L.P., of Washington, D.C.